

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

KEVIN YOW,	:	1:19-CV-01042
	:	
Plaintiff,	:	
	:	
v.	:	(Magistrate Judge Schwab)
	:	
CORRECTIONAL OFFICER	:	
S. ROBERTSON, <i>et al.</i> ,	:	
	:	
Defendants.	:	
	:	

ORDER

March 7, 2022

For the reasons set forth in the Memorandum Opinion filed concurrently with this Order, **IT IS ORDERED** that the defendants Gardzalla and Mabin's motion for summary judgment (*doc. 60*) is **GRANTED IN PART AND DENIED IN PART**. More specifically, defendants Gardzalla and Mabin are **GRANTED** summary judgment as to the retaliation claim based on the events of July 24, 2017, and defendant Mabin is **GRANTED** summary judgment as to the retaliation claim based on the January 2018 search. Defendant Gardzalla is **DENIED** summary judgment as to the retaliation claim based on the January 2018 search, and defendants Gardzalla and Mabin are **DENIED** summary judgment as to the retaliation claim based on the misconduct. The Clerk of Court shall defer entering judgment until the conclusion of the entire case.

IT IS FURTHER ORDERED that a status call is scheduled for **March 22, 2022, at 10:30 a.m.** The conference will be by telephone. Counsel for the plaintiff shall initiate the call by calling Chambers at (717) 221-3980 after all counsel are on the line.

S/Susan E. Schwab

Susan E. Schwab

United States Magistrate Judge